

PATENT
Customer No. 22,852
Attorney Docket No. 7738.0147-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Grant E. DUBOIS et al.) Group Art Unit: 1761
)
Application No.: 09/838,809) Examiner: Carolyn A. PADEN
)
Filed: April 20, 2001) Confirmation No.: 3526
)
For: NON CALORIC FROZEN)
CARBONATED BEVERAGE)

Mail Stop Amendment

VIA EFS-Web

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

SUBMISSION UNDER 37 C.F.R. §1.115

In response to the non-final Office Action dated November 20, 2006, the period for response having been extended by the petition and fee filed herewith, please consider the following remarks.

Remarks begin at page 2 of this paper.